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DOUG KENNEDY and
REVERB COMMUNICATIONS, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

ACTIVISION PUBLISHING, INC., Plaintiff, v. JOHN TAM, an individual, JAMIE YANG, an individual, COREY FONG, an individual, DOUG KENNEDY, an individual, HONG LIP YOW, an individual, RAYMOND YOW, an individual, REVERB COMMUNICATIONS, INC., a California corporation, THE ANT COMMANDOS, INC., a California corporation. Defendants.	CASE NO. C 07-3536 MEJ REDACTED DECLARATION OF DOUG KENNEDY IN OPPOSITION TO MOTION FOR ORDER FOR DETERMINATION OF GOOD FAITH SETTLEMENT BETWEEN PLAINTIFF AND DEFENDANTS THE ANT COMMANDOS, HONG LIP YOW, AND RAYMOND YOW Date: August 30, 2007 Time: 1:30 p.m. Dept.:
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REDACTED DECLARATION OF DOUG KENNEDY IN OPPOSITION TO MOTION FOR ORDER FOR DETERMINATION OF GOOD FAITH SETTLEMENT BETWEEN PLAINTIFF AND DEFENDANTS THE ANT COMMANDOS, HONG LIP YOW, AND RAYMOND YOW

1 I, DOUG KENNEDY, hereby state and declare as follows:

2 1. I am an individual residing in Tuolumne County, California, an employee
3 of Reverb Communications, Inc., and a defendant in the within action.

4 2. The Reverb Communications, Inc. and I have never been in possession of
5 any demo containing any Activision confidential or trade secret information.

6 3. Reverb had no connection to any of the steps taken to establish
7 Hourglass/Lodestone.

8 4. Everything I did in further of Hourglass/Lodestone was done as an agent of
9 the Ant Commandos Defendants. In fact, The Ant Commandos informed me that its
10 directors named me to The Ant Commandos' board of directors in January 2007.

11 5. After The Ant Commandos settled with Activision, Raymond Yow
12 informed me that Activision requested that the Ant Commandos Defendants make false
13 statements for use against the Reverb and me.

14 6. [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 I declare that the above facts are true and correct and are within my personal
21 knowledge and if sworn to testify herein, I could and would competently testify thereto
22 under penalty of perjury under the laws of the State of California.

23 Executed on August 9, 2007, at Tuolumne, California.

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25 _____

26 Doug Kennedy

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